

**BOARD OF NURSING
MEETING MINUTES
JULY 22, 2010**

PRESENT: Kay Coppens, Maria Joseph, Gretchen Lowe, Evelyn Merriett, Julia Nelson, Steven Rush, Nelson Soler, Kathleen Sullivan, Lou Ann Weix

EXCUSED: None.

STAFF: Jeff Scanlan, Bureau Director; Colleen Baird, Legal Counsel; Kimberly Wood, Bureau Assistant and other DRL Staff

GUESTS: Sheryl Stogis, Beth Marquez and Scott Borley, Rasmussen College; Richard J. Coffey, Coffey Stogis Associates/Guest of Rasmussen College; David Dies, Educational Approval Board (EAB); Patricia Schroeder, Alverno College; Connie J. Boerst, Bellin College/Wisconsin Association for Collegiate Schools of Nursing (WACSN); Elizabeth Markham, Stephen McEvoy, Michelle De Bose and Ann Marie Marlier, Bryant and Stratton; Gina Dennik-Champion, Wisconsin Nurses Association (WNA); Judy Warmuth, Wisconsin Hospital Association (WHA); Kathy Van Erden, Moraine Park Technical College; Jeremy Levin, Rural Wisconsin Health Care (RWHC); Jim Albrecht, Wisconsin Association of Nurse Anesthetists (WANA)

CALL TO ORDER

Kathleen Sullivan, Vice Chair, called the meeting to order at 9:28 a.m. A quorum of nine (9) members was present.

APPROVAL OF AGENDA

Amendments to the Agenda:

- Between Items “A” & “B” (open session) **ADD:** “**APPEARANCE 9:15 A.M.** – Arthur Thexton, DOE Attorney, Presentation of Petition for Summary Suspension in DOE Case # 10 NUR 268/ Jessica Maki, RN”
 - NOTE: Respondent has the right to appear before the Board to present oral arguments relating to the Petition for Summary Suspension
- Before Item “E” (closed session) Under the item titled “Impaired Professionals Program (IPP) Received After the Mailing of the Agenda” **ADD:**
 - Update to the Board on IPP Participant
- Item GI (closed session)
- After Item “O1” (closed session) Under the item titled “Deliberation of Proposed Stipulations Received After Mailing of Agenda” **ADD:**
 - Randy J. Cornell, RN (08 NUR 133)
 - James Fullerton, RN (07 NUR 243)
 - Nathan K. Powell, LPN (09 NUR 218)
- After Item “T1” (closed session) **ADD:** “Deliberation of Petition for Summary Suspension in DOE Case # 10 NUR 268/Jessica Maki, RN”

MOTION: Evelyn Merriett moved, seconded by Julia Nelson, to approve the agenda of July 22, 2010 as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF JUNE 3, 2010

MOTION: Nelson Soler moved, seconded by Lou Ann Weix, to approve the minutes of June 3, 2010 as published. Motion carried unanimously.

BOARD ASSIGNMENT OF INTERSTATE COMPACT LIAISON

Kathleen Sullivan, Vice Chair, appointed Jeff Scanlan as the Board's primary NCSBN Interstate Compact liaison with Colleen Baird as alternate.

PRESENTATION OF PETITION FOR SUMMARY SUSPENSION IN DOE CASE # 10 NUR 268/ JESSICA MAKI, RN

Arthur Thexton appeared before the Board to present a petition for summary suspension in the matter concerning Jessica Maki, RN. This matter will be deliberated during closed session proceedings.

CONSIDERATION OF SCREENING PANEL ROTATION REASSIGNMENTS

Kathleen Sullivan, Vice Chair, appointed Steven Rush to replace Lou Ann Weix on the screening panel rotation for the period of July 2011 – December 2011.

ADMINISTRATIVE REPORT

Jeff Scanlan informed the Board that the Department has recently filled several attorney positions in the Division of Enforcement (DOE). He added that the Department has acquired a number of summer interns to assist with its workload. Jeff Scanlan then advised the Board that Gail Sumi, Bureau Director, has left the Department in order to accept a position with another organization. He explained that as a result of Gail Sumi's departure, until another Bureau Director is appointed, her workload has been assumed by the remaining Bureau Directors within the Division of Board Services.

Jeff Scanlan informed the Board that recently he has been working rebuild the Board's link to the National Council of State Boards of Nursing (NCSBN). He indicated that a representative of NCSBN will be meeting with the Department on August 6, 2010 regarding the capabilities and functions of NURSUS.

REVIEW OF BOARD OF NURSING 2010 GOALS

The Board continued its discussion of its goals for 2010. Jeff Scanlan advised the that he has distributed a memo to the members of the Board's Legislative Subcommittee (Gretchen Lowe, Kathleen Sullivan and Lou Ann Weix) which outlines the legislative process and provides direction on how to proceed in this regard. Jeff Scanlan recommended that the Subcommittee work to arrange a meeting with Dr. Gene Musser, MD, Medical Examining Board (MEB), to gain insight about the MEB's methodology in securing its own bureau. The Board requested that Jeff Scanlan work to schedule a meeting of the Subcommittee with Dr. Gene Musser of the MEB.

The Board discussed how to highlight the need for fingerprint background checks and discussed a recent article appearing in USA Today, written by Charles Ornstein relating to gaps in regulatory protection. The Board discussed the use of the NCSBN CORE survey as a resource in its pursuit of legislation. The

Board also discussed the identification of staffing needs within the Department in order to effectively regulate nursing practice and therefore increase patient safety.

The Board focused on the issue of pursuing fingerprint FBI background checks and worked to develop a plan of approach. During the course of discussion, Judy Warmuth, WHA, informed the Board that fingerprinting for conducting background checks proved to be costly during a recent pilot project and noted that this is not a simple issue to address. Ms. Warmuth stated that the WHA has not taken a formal position on this topic at this time. The Board noted that digital fingerprints are taken by NCSBN at the time of examination and that VA hospitals are also fingerprinting nurses.

REVIEW OF PROPOSED CHANGES TO RL 7 BY THE DEPARTMENT OF REGULATION AND LICENSING RELATING TO THE DEPARTMENTS IMPAIRED PROFESSIONALS PROCEDURE

Sharon Henes and Jeanette Lytle joined the meeting to discuss the Department's proposed changes to RL 7, relating to the Impaired Professional's Procedure (IPP). Sharon Henes informed the Board that the confidential program for licensees with substance abuse issues will undergo a title change and will soon be referred to as the Professional Assistance Procedure (PAP). The Board voiced concerns pertaining to the proposed changes to RL 7 in that the NCSBN Substance Abuse Disorder Model Guidelines developed by the NCSBN Substance Abuse Disorder Committee have not been finalized.

The Board discussed its options for addressing its concerns relating to the RL 7 changes. The Board indicated that it would like certain provisions of the NCSBN Substance Abuse Disorder Model Guidelines to be considered for incorporation into the new PAP rules. The Board discussed the timeframes for release of their model guidelines. Sharon Henes informed the Board that the NCSBN is pushing for incorporation of their guidelines by the states participating in the Nurse Licensure Compact because of contractual agreement provisions. She explained that as the PAP program is proposed to function after implementation of the changes the Department is pursuing to RL 7; the Board of Nursing may not be able to meet all of the contractual requirements of the Nurse Licensure Compact.

The Board decided that a written comment should be drafted concerning the proposed changes to RL 7 and will recommend that the Department's initiative for changes to RL 7 be held until the NCSBN Substance Abuse Disorder Model Guidelines are released and can be incorporated.

Gina Dennik-Champion, Wisconsin Nurses Association (WNA), indicated that the association plans to testify at the upcoming public hearing as there are concerns about some of the language the Department has incorporated.

MOTION: Gretchen Lowe moved, seconded by Steven Rush, that the Board draft a letter providing comments applicable to its concerns about the proposed changes to RL 7 and proposing that changes be held until the NCSBN Substance Abuse Disorder Model Guidelines have been released so to allow possible incorporation and better transition to these RL 7 changes. The Board designated Kathleen Sullivan and Julia Nelson to approve and sign this draft. Motion carried unanimously.

REPORT OF EDUCATION AND LICENSURE COMMITTEE

Steven Rush, Education and Licensure Committee Chair, reported to the Board regarding the actions taken at the today's meeting of the Committee.

Discussion – Board Handling of Student Complaints about Nursing Programs

COMMITTEE MOTION: Maria Joseph moved, seconded by Nelson Soler, to recommend approval of the FAQ draft and for posting to the Department website as both a practice FAQ and position paper. Motion carried unanimously.

BOARD MOTION: Julia Nelson moved, seconded by Lou Ann Weix, to accept the recommendation for approval of the FAQ draft and for posting to the Department website as both a practice FAQ and position paper. Motion carried unanimously.

Review of Alverno College Request for Approval of Education Administrator

COMMITTEE MOTION: Gretchen Lowe moved, seconded by Evelyn Merriett, to recommend approval of Pat Schroeder and Margaret Rauschenburger as co-education administrators of Alverno College for a timeframe to be determined at the next meeting. Motion carried unanimously.

BOARD MOTION: Evelyn Merriett moved, seconded by Lou Ann Weix, to accept the recommendation for approval of Pat Schroeder and Margaret Rauschenburger as co-education administrators of Alverno College for a timeframe to be determined at the next meeting. Motion carried unanimously.

Review of Bryant and Stratton Clinical Rotations and Site Contracts for Bayshore Campus

COMMITTEE MOTION: Gretchen Lowe moved, seconded by Lou Ann Weix, to recommend approval of the clinical rotation and site contracts provided by Bryant and Stratton and to approve its request to increase enrollment at its Bayshore campus. Motion carried unanimously.

BOARD MOTION: Julia Nelson moved, seconded by Evelyn Merriett, to accept the recommendation for approval of the clinical rotation and site contracts provided by Bryant and Stratton and to approve its request to increase enrollment at its Bayshore campus. Motion carried unanimously.

Review of Moraine Park Technical College NCLEX-RN Pass Rate Improvement Plan

COMMITTEE MOTION: Lou Ann Weix moved, seconded by Evelyn Merriett, to recommend approval of the NCLEX RN pass rate improvement plan submitted by Moraine Park Technical College and to request an updated report after receipt of Quarter 3 2010 data. Motion carried unanimously.

BOARD MOTION: Lou Ann Weix moved, seconded by Julia Nelson, to accept the recommendation for approval of the NCLEX RN pass rate improvement plan submitted by Moraine Park Technical College and

to request an updated report after receipt of Quarter 3 2010 data.
Motion carried unanimously.

Review of Rasmussen College Request for Approval to Admit Students to Green Bay Campus

approval of the request submitted by Rasmussen College to admit students to its Green Bay campus beginning in January 2011 with Beth Marquez and Sheryl Stogis as co-educational administrators

COMMITTEE MOTION: Lou Ann Weix moved, seconded by Evelyn Merriett, to recommend approval of the request submitted by Rasmussen College to admit students to its Green Bay campus beginning in January 2011 with Beth Marquez and Sheryl Stogis as co-educational administrators. Motion carried unanimously.

BOARD MOTION: Lou Ann Weix moved, seconded by Evelyn Merriett, to accept the recommendation for approval of the request submitted by Rasmussen College to admit students to its Green Bay campus beginning in January 2011 with Beth Marquez and Sheryl Stogis as co-educational administrators. Motion carried unanimously.

COMMITTEE MOTION: Gretchen Lowe moved, seconded by Lou Ann Weix, to recommend that future requests for co-educational administrators be considered on a case by case basis. Motion carried unanimously.

BOARD MOTION: Julia Nelson moved, seconded by Lou Ann Weix, to accept the recommendation that future requests for co-educational administrators be considered on a case by case basis. Motion carried unanimously.

REPORT OF PRACTICE COMMITTEE

Kathleen Sullivan, Practice Committee Chair, reported to the Board regarding the actions taken at the today's meeting of the Committee.

Review of Board of Nursing Frequently Asked Questions (FAQ's)

COMMITTEE MOTION: Julia Nelson moved, seconded by Evelyn Merriett, to recommend approval of the APNP FAQ draft as published in the agenda. Motion carried unanimously.

BOARD MOTION: Nelson Soler moved, seconded by Lou Ann Weix, to accept the recommendation for recommend approval of the APNP FAQ draft as published in the agenda. Motion carried unanimously.

PUBLIC COMMENTS

James Albrecht, Wisconsin Association of Nurses Anesthetists (WANA) expressed gratitude for the Board's consideration of the APNP practice FAQ relating to collaborative agreements.

Judy Warmuth, WHA, addressed the Board regarding her efforts to educate hospitals and nurse recruiters regarding their role in communicating concerns they have relating to their clinical placement capacity.

CLOSED SESSION

MOTION: Lou Ann Weix moved, seconded by Evelyn Merriett, to convene to closed session pursuant to Wisconsin State statutes 19.85(1)(a)(b)(f) and (g) for the purpose of conducting appearances, reviewing monitoring requests, requests for licensure, deliberate on stipulations, administrative warnings, proposed decisions and orders, consulting with Legal Counsel and Division of Enforcement case status reports. Roll Call Vote: Kay Coppens-yes; Maria Joseph-yes; Gretchen Lowe-yes; Evelyn Merriett-yes; Julia Nelson-yes; Steven Rush-yes; Nelson Soler-yes; Kathleen Sullivan-yes; and Lou Ann Weix-yes. Motion carried unanimously.

The Board convened into Closed Session at 10:39 a.m.

RECONVENE TO OPEN SESSION

MOTION: Lou Ann Weix moved, seconded by Evelyn Merriett, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 4:18 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION IF VOTING IS APPROPRIATE

MOTION: Nelson Soler moved, seconded by Kay Coppens, to reaffirm all motions made in closed session. Motion carried unanimously.

IMPAIRED PROFESSIONALS PROGRAM (IPP)

None.

IMPAIRED PROFESSIONALS PROGRAM (IPP) RECEIVED AFTER THE MAILING OF THE AGENDA

Update to the Board on IPP Participant

Sharon Henes appeared before the Board to provide an updated on a participant of the Impaired Professional Procedure.

MOTION: Steven Rush moved, seconded by Kay Coppens, to accept the voluntary surrender of Jessica Maki's registered nurse license and to reject the petition for summary suspension. Motion carried unanimously.

REVIEW OF APPLICATIONS

Application of Todd Varnes, RN Applicant, - Personal Appearance Required to Determine Approval of RN by Examination Application

Todd Varnes appeared before the Board in support of his application for licensure as an RN by examination.

MOTION: Nelson Soler moved, seconded by Kay Coppens, to deny the application for licensure as a registered nurse for Todd M. Varnes. Reason for Denial: 1) The egregious nature of the applicant's past unprofessional conduct which involved abusive, inhumane, aggressive and disruptive conduct as a licensed veterinarian, described in the findings and disciplinary orders of the Minnesota and Indiana Board of Veterinary Medicine; 2) Insufficient evidence to show that the applicant has undergone adequate psychotherapeutic treatment, or that his condition is treatable, to the point where he would not pose a risk of harm or endanger the health and welfare of patients; 3) Failure to fully disclose the extent of his prior disciplinary history in other jurisdictions and lack of candor regarding the nature of his unprofessional conduct in those jurisdictions which resulted in removal of his licensure and the practice privileges in those jurisdictions. Motion carried. Abstained: Steven Rush

(Steven Rush left the room for the appearance and deliberation relating to the RN examination application of Todd Varnes.)

Application of Regina Annor, RN Applicant - Request to Waive CGFNS

MOTION: Lou Ann Weix moved, seconded by Kay Coppens, to deny the request to waive the requirement for CGFNS submitted by RN applicant, Regina Annor. Reason for Denial: CGFNS is a mandatory requirement with no option for waiver. Motion carried unanimously.

Application of Robin Slater, RN Applicant – Request for Licensure by Endorsement

MOTION: Lou Ann Weix moved, seconded by Gretchen Lowe, to deny the request of Robin Slater, RN applicant, for licensure by endorsement. Reason for Denial: Impairment. Motion carried unanimously.

MOTION: Steven Rush moved, seconded by Julia Nelson, to offer Robin Slater a limited RN license subject to a standard five (5) year impairment Order. Motion carried unanimously.

REVIEW OF APPLICATIONS RECEIVED AFTER THE MAILING OF THE AGENDA

None.

MONITORING

RICHARD ROMER, RN REQUESTING FULL LICENSURE

Richard Romer, RN, appeared before the Board to answer questions relating to his request for full licensure.

MOTION: Gretchen Lowe moved, seconded by Evelyn Merriett, to grant Richard Romer, RN's request for full licensure. Motion carried unanimously.

CONNIE RICKERT, RN REQUESTING FULL LICENSURE

Connie Rickert, RN, appeared before the Board to answer questions relating to her request for full licensure.

MOTION: Julia Nelson moved, seconded by Evelyn Merriett, to deny Connie Rickert, RN's request for full licensure, but to grant access and a reduction in the frequency of drug screens to fourteen (14) per year plus one (1) annual hair test. Reason for Denial: Inadequate time under Board Order. Motion carried unanimously.

PAUL LAUER, RN REQUESTING STAY

Paul Lauer, RN, appeared before the Board to answer questions relating to his request for stay of suspension.

MOTION: Lou Ann Weix moved, seconded by Julia Nelson, to deny Paul Lauer, RN's request for stay of suspension. Prior to renewing his license Mr. Lauer will be required to complete a fitness to practice evaluation. Upon submission of evidence of satisfactory completion of the evaluation Paul Lauer will be subject to a standard five (5) year impairment order. Reason for Denial: Violation of Board Order. Motion carried unanimously.

CHRISTINE BOHL, LPN REQUESTING FULL LICENSURE

MOTION: Julia Nelson moved, seconded by Nelson Soler, to deny Christine Bohl, LPN's request for full licensure or modification. Reason for Denial: Inadequate time under Board Order. Motion carried unanimously.

DIANA HUGHES, RN REQUESTING FULL LICENSURE

MOTION: Gretchen Lowe moved, seconded by Evelyn Merriett, to grant Diana Hughes, RN's request for full licensure. Motion carried unanimously.

**DEBRA MURPHY, RN
REQUESTING FULL LICENSURE**

MOTION: Lou Ann Weix moved, seconded by Nelson Soler, to deny Debra Murphy, RN's request for full licensure but to grant a decrease the frequency of drug screens to fourteen (14) per year plus one (1) annual hair test. Reason for Denial: Inadequate time under Board Order. Motion carried unanimously.

**NANCY (VOLK) WILMAN, RN
REQUESTING REINSTATEMENT**

MOTION: Steven Rush moved, seconded by Evelyn Merriett, to deny Nancy (Volk) Wilman, RN's request for reinstatement of licensure. Reason for Denial: Prior disciplinary history in Texas and Arizona and failure to show rehabilitation. Motion carried unanimously.

**ELIZABETH FORWARD, RN
REQUESTING MODIFICATION**

MOTION: Evelyn Merriett moved, seconded by Lou Ann Weix, to grant Elizabeth Forward, RN's request for access and a decrease in the frequency of drug screens to forty-eight 48 plus one (1) annual hair test. Motion carried unanimously.

**DAWN MINESAL, RN
REQUESTING MODIFICATION**

MOTION: Lou Ann Weix moved, seconded by Julia Nelson, to grant Dawn Minesal, RN full licensure. Motion carried unanimously.

**ELIZABETH WADE-OTTOSON, RN
REQUESTING MODIFICATION**

MOTION: Evelyn Merriett moved, seconded by Steven Rush, to deny Elizabeth Wade-Ottoson, RN's request for modification. Prior to obtaining employment the Board requires submission of satisfactory cognitive assessment and fitness to practice evaluation. Additionally, the Board requires quantitative drug testing to be performed by Affinity. Reason for Denial: Ms. Wade-Ottoson has not had active practice as a nurse. Motion carried unanimously.

**JOAN WEGNER, RN
REQUESTING MODIFICATION**

MOTION: Gretchen Lowe moved, seconded by Julia Nelson, to grant Joan Wegner, RN's request for access and to grant a reduction in the frequency of drug screens to twenty-eight (28) plus one (1) annual hair test. Motion carried unanimously.

**ADAM ZLOTOCHA, RN
REQUESTING MODIFICATION**

MOTION: Steven Rush moved, seconded by Kay Coppens, to grant Adam Zlotocha, RN's request for reduction in the frequency of drug screens to forty-eight (48) per year plus one (1) annual hair test and the Board modified the order to allow Mr. Zlotocha to practice in the charge nurse position. Motion carried unanimously.

**LORI PRICHARD, RN
REQUESTING TO RENEW LICENSE TO TAKE REFRESHER COURSE**

MOTION: Kay Coppens moved, seconded by Evelyn Merriett, to grant Lori Prichard, a limited license for the sole purpose of completing a Board approved RN refresher course to expire within one (1) year of the date of issuance. Motion carried unanimously.

**TIFFANY TERRY, RN
CONSIDERATION OF VIOLATION OF ORDER**

MOTION: Steven Rush moved, seconded by Nelson Soler, to require Tiffany Terry, RN to submit quarterly work reports effective immediately until July 2012. Motion carried. Abstained: Evelyn Merriett

DELIBERATION OF MONITORING RECEIVED AFTER MAILING OF AGENDA

None.

DELIBERATION OF PROPOSED STIPULATIONS AND FINAL DECISIONS AND ORDERS

**SONYA L. BENSON, RN
(10 NUR 189)**

MOTION: Julia Nelson moved, seconded by Evelyn Merriett, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Sonya L. Benson, RN (10 NUR 189). Motion carried unanimously.

**MARK A. BETZ, RN
(08 NUR 406)**

MOTION: Evelyn Merriett moved, seconded by Lou Ann Weix, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Mark A. Betz, RN (08 NUR 406). Motion carried unanimously.

**LAURIE A. BLUM, RN
(09 NUR 406)**

MOTION: Gretchen Lowe moved, seconded by Steven Rush, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Laurie A. Blum, RN (09 NUR 406). Motion carried unanimously.

**TRACY A. CAMPEAU, LPN
(08 NUR 415)**

MOTION: Lou Ann Weix moved, seconded by Kay Coppens, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Tracy A. Campeau, LPN (08 NUR 415). Motion carried unanimously.

**TINA M. CLEMMER, RN
(09 NUR 176)**

MOTION: Lou Ann Weix moved, seconded by Julia Nelson, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Tina M. Clemmer, RN (09 NUR 176). Motion carried unanimously.

**LAURA M. DAUS, RN
(09 NUR 150)**

MOTION: Julia Nelson moved, seconded by Evelyn Merriett, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Laura M. Daus, RN (09 NUR 150). Motion carried unanimously.

**LYNN A. DAYTON, RN
(06 NUR 406)**

MOTION: Lou Ann Weix moved, seconded by Evelyn Merriett, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Lynn A. Dayton, RN (06 NUR 406). Motion carried unanimously.

**KRISTA M. DEMOSKE, LPN
(10 NUR 155)**

MOTION: Gretchen Lowe moved, seconded by Nelson Soler, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Krista M. Demoske, LPN (10 NUR 155). Motion carried unanimously.

BETHANY A. DOWNING, RN

(10 NUR 048)

MOTION: Evelyn Merriett moved, seconded by Steven Rush, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Bethany A. Downing, RN (10 NUR 048). Motion carried unanimously.

**CINAMON C. HOFMAN, RN
(09 NUR 023)**

MOTION: Nelson Soler moved, seconded by Maria Joseph, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Cinamon C. Hofman, RN (09 NUR 023). Motion carried unanimously.

**LAURA KARIE, RN
(09 NUR 169)**

MOTION: Lou Ann Weix moved, seconded by Gretchen Lowe, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Laura Karie, RN (09 NUR 169). Motion carried unanimously.

**MARY E. LICHTENWALNER, RN
(09 NUR 255)**

MOTION: Lou Ann Weix moved, seconded by Maria Joseph, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Mary E. Lichtenwalner, RN (09 NUR 255). Motion carried unanimously.

**WILLIAM R. MARSHALL, RN
(08 NUR 180)**

MOTION: Steven Rush moved, seconded by Kay Coppens, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against William R. Marshall, RN (08 NUR 180). Motion carried unanimously.

**SARAH A. NAPLES, RN
(10 NUR 046)**

MOTION: Gretchen Lowe moved, seconded by Julia Nelson, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Sarah A. Naples, RN (10 NUR 046). Motion carried unanimously.

**DALE A. NIENHAUS, LPN
(07 NUR 345)**

MOTION: Kay Coppens moved, seconded by Nelson Soler, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Dale A. Nienhaus, LPN (07 NUR 345). Motion carried unanimously.

**CATHERINE D. PRANGE, LPN
(10 NUR 159)**

MOTION: Evelyn Merriett moved, seconded by Maria Joseph, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Catherine D. Prange, LPN (10 NUR 159). Motion carried unanimously.

**BROOKE RENEE STEINACKER, RN
(09 NUR 019)**

MOTION: Julia Nelson moved, seconded by Nelson Soler, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Brooke Renee Steinacker, RN (09 NUR 019). Motion carried unanimously.

**CAROL T. STRAKS, LPN
(10 NUR 170)**

MOTION: Steven Rush moved, seconded by Nelson Soler, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Carol T. Straks, LPN (10 NUR 170). Motion carried unanimously.

**BRENDA S. SYMOENS, LPN
(09 NUR 243)**

MOTION: Gretchen Lowe moved, seconded by Nelson Soler, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Brenda S. Symoens, LPN (09 NUR 243). Motion carried unanimously.

**REBECCA A. WALKER, RN
(09 NUR 276)**

MOTION: Kay Coppens moved, seconded by Maria Joseph, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Rebecca A. Walker, RN (09 NUR 276). Motion carried unanimously.

**SUSAN K. WILLIAMS, LPN
(09 NUR 337)**

MOTION: Julia Nelson moved, seconded by Maria Joseph, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Susan K. Williams, LPN (09 NUR 337). Motion carried unanimously.

**DELIBERATION OF PROPOSED STIPULATIONS RECEIVED AFTER MAILING OF
AGENDA**

**RANDY J. CORNELL, RN
(08 NUR 133)**

MOTION: Evelyn Merriett moved, seconded by Steven Rush, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Randy J. Cornell, RN (08 NUR 133). Motion carried. Abstained: Julia Nelson

**JAMES FULLERTON, RN
(07 NUR 243)**

MOTION: Kay Coppens moved, seconded by Nelson Soler, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against James Fullerton, RN (07 NUR 243). Motion carried unanimously.

**NATHAN K. POWELL, LPN
(09 NUR 218)**

MOTION: Steven Rush moved, seconded by Kay Coppens, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Nathan K. Powell, LPN (09 NUR 218). Motion carried unanimously.

ADMINISTRATIVE WARNINGS

10 NUR 014

MOTION: Gretchen Lowe moved, seconded by Kay Coppens, to issue an administrative warning in the matter of case number 10 NUR 014. Motion carried unanimously.

10 NUR 099

MOTION: Nelson Soler moved, seconded by Steven Rush, to issue an administrative warning in the matter of case number 10 NUR 099. Motion carried unanimously.

DELIBERATION OF ADMINISTRATIVE WARNINGS RECEIVED AFTER MAILING OF AGENDA

None.

DELIBERATION OF ORDERS FIXING COSTS

None.

DELIBERATION OF ORDERS FIXING COSTS RECEIVED AFTER MAILING OF AGENDA

None.

DELIBERATION OF PROPOSED FINAL DECISION AND ORDERS

**HOLLY M. ANDERSON, LPN, (RESPONDENT) DIV. OF HEARINGS AND APPEALS (DHA)
CASE # DRL-09-0122**

MOTION: Kay Coppens moved, seconded by Steven Rush, to reject the Findings of Fact, Conclusions of Law, and Order in the matter of disciplinary proceedings against Holly M. Anderson, LPN (DHA Case # DRL-09-0122) and to request a variance to specify that the term of the suspension shall be for a period of no less than three (3) years. Motion carried. Abstained: Kathleen Sullivan

(Kathleen Sullivan abstained from voting and left the room for deliberation of the matter of disciplinary proceedings against Holly M. Anderson, LPN.)

**KRISTIN K. CARLSON, RN (RESPONDENT) DIV. OF HEARINGS AND APPEALS (DHA)
CASE # DRL-10-0009, DOE CASE #'S 06 NUR 071 & 07 NUR 264**

MOTION: Kay Coppens moved, seconded by Lou Ann Weix, to accept the Findings of Fact, Conclusions of Law, and Order in the matter of disciplinary proceedings against Kristin K Carlson, RN (DHA Case # DRL-10-0009/DOE Case # 06 NUR 071 & 07 NUR 264). Motion carried unanimously.

KEITH M. DANIELS, RN, (RESPONDENT) DIV. OF HEARINGS AND APPEALS CASE # DRL-09-0129, DOE CASE # 09 NUR 292

The Board reviewed the "State's Objections to Proposed Decision" a document that was received in the Department after the preparation and mailing of the agenda.

MOTION: Lou Ann Weix moved, seconded by Evelyn Merriett, to defer deliberation of the Findings of Fact, Conclusions of Law, and Order in the matter of disciplinary proceedings against Keith M. Daniels, RN (DHA Case # DRL-09-0129/DOE Case # 09 NUR 292) and to remand the matter to the DHA for an explanation regarding the recommendation for reduction in costs. Motion carried. Abstained: Kathleen Sullivan

(Kathleen Sullivan abstained from voting and left the room for deliberation of the matter of disciplinary proceedings against Keith M. Daniels, RN.)

DELIBERATION OF PETITION FOR SUMMARY SUSPENSION

**JESSICA MAKI, RN
(10 NUR 268)**

This matter was acted upon earlier in the agenda under the topic titled “Impaired Professionals Program (IPP) Received After the Mailing of the Agenda - Update to the Board on IPP Participant”.

**DELIBERATION OF PROPOSED FINAL DECISIONS AND ORDERS IN THE MATTER OF
DISCIPLINARY PROCEEDINGS RECEIVED AFTER MAILING OF AGENDA**

None.

**DELIBERATION OF PETITIONS FOR RE-HEARINGS THAT MAY BE SIGNED AFTER
MAILING OF AGENDA**

None.

**DIVISION OF ENFORCEMENT
CASE STATUS REPORT & CASE CLOSINGS**

10 NUR 148

MOTION: Kay Coppens moved, seconded by Julia Nelson, to close case 10 NUR 148 for insufficient evidence. Motion carried unanimously.

08 NUR 437

MOTION: Gretchen Lowe moved, seconded by Julia Nelson, to close case 08 NUR 437 for insufficient evidence. Motion carried unanimously.

10 NUR 056

MOTION: Julia Nelson moved, seconded by Kay Coppens, to close case 10 NUR 056 for no violation. Motion carried unanimously.

10 NUR 179

MOTION: Evelyn Merriett moved, seconded by Nelson Soler, to close case 10 NUR 179 for insufficient evidence. Motion carried unanimously.

09 NUR 327 & 09 NUR 328

MOTION: Nelson Soler moved, seconded by Kay Coppens, to close case 09 NUR 327 & 09 NUR 328 for insufficient evidence. Motion carried unanimously.

08 NUR 311 & 08 NUR 334

MOTION: Maria Joseph moved, seconded by Steven Rush, to close case 08 NUR 311 & 08 NUR 334 for insufficient evidence. Motion carried unanimously.

10 NUR 158

MOTION: Kay Coppens moved, seconded by Maria Joseph, to close case 10 NUR 158 for prosecutorial discretion (P1). Motion carried unanimously.

08 NUR 421

MOTION: Kay Coppens moved, seconded by Evelyn Merriett, to close case 08 NUR 421 for insufficient evidence. Motion carried unanimously.

09 NUR 215

MOTION: Steven Rush moved, seconded by Nelson Soler, to close case 09 NUR 215 for prosecutorial discretion (P1). Motion carried unanimously.

09 NUR 271

MOTION: Kay Coppens moved, seconded by Julia Nelson, to close case 09 NUR 271 against both respondents for no violation. Motion carried unanimously.

09 NUR 309

MOTION: Steven Rush moved, seconded by Gretchen Lowe, to close case 09 NUR 309 for prosecutorial discretion (P7). Motion carried unanimously.

09 NUR 421

MOTION: Maria Joseph moved, seconded by Kay Coppens, to close case 09 NUR 421 for prosecutorial discretion (P2). Motion carried unanimously.

10 NUR 087

MOTION: Maria Joseph moved, seconded by Lou Ann Weix, to close case 10 NUR 087 for prosecutorial discretion (P5). Motion carried unanimously.

10 NUR 113

MOTION: Kay Coppens moved, seconded by Gretchen Lowe, to close case 10 NUR 113 against M.J. for prosecutorial discretion (P2) and against L.K. for insufficient evidence. Motion carried unanimously.

10 NUR 196

MOTION: Julia Nelson moved, seconded by Maria Joseph, to close case 10 NUR 196 against all respondents for prosecutorial discretion (P2). Motion carried unanimously.

10 NUR 231

MOTION: Kay Coppens moved, seconded by Maria Joseph, to close case 10 NUR 231 for no violation. Motion carried unanimously.

10 NUR 255

MOTION: Julia Nelson moved, seconded by Kay Coppens, to close case 10 NUR 255 for no violation. Motion carried unanimously.

09 NUR 043

MOTION: Gretchen Lowe moved, seconded by Maria Joseph, to close case 09 NUR 043 for prosecutorial discretion (P7). Motion carried unanimously.

09 NUR 025

MOTION: Gretchen Lowe moved, seconded by Maria Joseph, to close case 09 NUR 025 against A.S. for no violation and against V.C. for insufficient evidence. Motion carried unanimously.

09 NUR 155

MOTION: Kay Coppens moved, seconded by Maria Joseph, to close case 09 NUR 155 for no violation. Motion carried unanimously.

09 NUR 203

MOTION: Nelson Soler moved, seconded by Lou Ann Weix, to close case 09 NUR 203 for insufficient evidence. Motion carried unanimously.

09 NUR 259

MOTION: Evelyn Merriett moved, seconded by Gretchen Lowe, to close case 09 NUR 259 for prosecutorial discretion (P3). Motion carried unanimously.

09 NUR 297

MOTION: Kay Coppens moved, seconded by Maria Joseph, to close case 09 NUR 297 for no violation. Motion carried unanimously.

09 NUR 320

MOTION: Kay Coppens moved, seconded by Lou Ann Weix, to close case 09 NUR 320 for no violation. Motion carried unanimously.

09 NUR 342

MOTION: Kay Coppens moved, seconded by Gretchen Lowe, to close case 09 NUR 342 for no violation. Motion carried unanimously.

OTHER BOARD BUSINESS

None.

ADJOURNMENT

MOTION: Lou Ann Weix moved, seconded by Evelyn Merriett, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 4:20 p.m.